

SIXTEENTH DAY.

(Friday, October 2, 1931.)

The House met at 11:20 a. m., pursuant to adjournment, and was called to order by Speaker Minor.

The roll was called and the following members were present:

Mr. Speaker.	Johnson of Dimmit.
Adams of Harris.	Johnson of Morris.
Adams of Jasper.	Jones of Shelby.
Adamson.	Jones of Atascosa.
Adkins.	Justiss.
Akin.	Kayton.
Anderson.	Kennedy.
Baker.	Laird.
Beck.	Lasseter.
Bedford.	Lee.
Bond.	Lemens.
Bounds.	Leonard.
Bradley.	Lilley.
Brice.	Long.
Burns of Walker.	McCombs.
Burns	McDougald.
of McCulloch.	Magee.
Carpenter.	Mathis.
Caven.	Metcalfe.
Claunch.	Moffett.
Coltrin.	Moore.
Cox of Lamar.	Munson.
Cox of Limestone.	Murphy.
Dale.	Nicholson.
Davis.	Olsen.
Dowell.	O'Quinn.
Duvall.	Petsch.
Dwyer.	Ramsey.
Elliott.	Ratliff.
Engelhard.	Ray.
Farmer.	Richardson.
Farrar.	Rogers.
Finn.	Rountree.
Fisher.	Sanders.
Forbes.	Savage.
Ford.	Shelton.
Fuchs.	Sherrill.
Gilbert.	Sparkman.
Giles.	Stephens.
Goodman.	Stevenson.
Greathouse.	Steward.
Hanson.	Terrell
Hardy.	of Cherokee.
Harman.	Terrell
Harrison	of Val Verde.
of Waller.	Turner.
Hatchitt.	Van Zandt.
Hefley.	Vaughan.
Hill.	Veatch.
Hines.	Wagstaff.
Holder.	Walker.
Hoskins.	Weinert.
Hubbard.	West of Coryell.
Hughes.	West of Cameron.
Jackson.	Wiggs.
Johnson	Wyatt.
of Dallam.	Young.

Absent.

Alsup.	Howsley.
Barron.	Keller.
Boyd.	Lockhart.
Brooks.	McGill.
Coombes.	McGregor.
Cunningham.	Martin.
Daniel.	Mehl.
DeWolfe.	Morse.
Dodd.	Pope.
Donnell.	Reader.
Dunlap.	Satterwhite.
Ferguson.	Scott.
Graves.	Smith of Bastrop.
Grogan.	Smith of Wood.
Harrison	Strong.
of El Paso.	Sullivant.
Herzik.	Tarwater.
Holland.	Towery.
Holloway.	Warwick.

Absent—Excused.

Albritton.	Patterson.
Bryant.	Westbrook.

A quorum was announced present.

Prayer was offered by the Rev. B. J. Forbes, a member of the House of Representatives.

RELATIVE TO THE REGULAR ORDER OF BUSINESS.

Mr. Holder moved that the regular order of business be dispensed with at this time.

The motion prevailed.

Mr. Hardy moved a call of the House for the purpose of maintaining a quorum until 12 o'clock m., today, and the call was duly ordered.

The Speaker then directed the Doorkeeper to close the main entrance to the Hall, and instructed the Sergeant-at-Arms to lock all other doors leading from the Hall, and stated that no member would be permitted to leave the Hall without written permission from the Speaker.

On motion of Mr. Hardy, the Sergeant-at-Arms was instructed to bring in all absent members within the city who are not ill.

SENATE BILL NO. 51 ON SECOND READING.

The Chair laid before the House, on its second reading and passage to third reading,

S. B. No. 51, A bill to be entitled "An Act to amend Article 197 of the Revised Civil Statutes and to ap-

portion the State of Texas into congressional districts, naming the counties composing each district, and providing for the election of a member of the United States Congress from each such district, and repealing all laws and parts of laws in conflict therewith, and declaring an emergency."

The bill was read second time.

Mr. Metcalfe offered the following (committee) amendment to the bill:

Amend Senate bill No. 51, by striking out all below the enacting clause and inserting in lieu thereof the following:

Section 1. The State of Texas shall be apportioned into the following congressional districts, each of which shall be entitled to elect one member of the Congress of the United States:

First. The following counties shall compose the First District, to-wit: Bowie, Cass, Marion, Upshur, Camp, Morris, Red River, Titus, Franklin, Hopkins, Delta, and Lamar.

Second. The following counties shall compose the Second District, to-wit: Nacogdoches, Shelby, San Augustine, Sabine, Angelina, Tyler, Jasper, Newton, Hardin, Orange, and Jefferson.

Third. The following counties shall compose the Third District, to-wit: Kaufman, Van Zandt, Wood, Smith, Gregg, Cherokee, Rusk, Harrison, and Panola.

Fourth. The following counties shall compose the Fourth District, to-wit: Grayson, Fannin, Collin, Hunt, Rockwall, and Rains.

Fifth. The following county shall compose the Fifth District, to-wit: Dallas.

Sixth. The following counties shall compose the Sixth District, to-wit: Hill, Ellis, Navarro, Limestone, Freestone, Anderson, Henderson, Houston, Madison, and Leon.

Seventh. The following counties shall compose the Seventh District, to-wit: Robertson, Brazos, Grimes, Waller, Walker, Trinity, Polk, San Jacinto, Montgomery, Liberty, Chambers, and Galveston.

Eighth. The following county shall compose the Eighth District, to-wit: Harris.

Ninth. The following counties

shall compose the Ninth District, to-wit: Fayette, Austin, Colorado, Lavaca, De Witt, Victoria, Jackson, Wharton, Fort Bend, Calhoun, Matagorda, and Brazoria.

Tenth. The following counties shall compose the Tenth District, to-wit: Caldwell, Hays, Travis, Williamson, Lee, Burleson, Washington, and Bastrop.

Eleventh. The following counties shall compose the Eleventh District, to-wit: Erath, Hood, Somervell, Hamilton, Bosque, Coryell, McLennan, Bell, Milam, and Falls.

Twelfth. The following counties shall compose the Twelfth District, to-wit: Johnson, Parker, and Tarrant.

Thirteenth. The following counties shall compose the Thirteenth District, to-wit: Denton, Cooke, Wise, Montague, Jack, Clay, Young, Archer, Wichita, Throckmorton, Baylor, and Wilbarger.

Fourteenth. The following county shall compose the Fourteenth District, to-wit: Bexar.

Fifteenth. The following counties shall compose the Fifteenth District, to-wit: Uvalde, Medina, Zavala, Frio, Dimmit, La Salle, Webb, Duval, Zapata, Jim Hogg, Starr, Hidalgo, Cameron, and Brooks.

Sixteenth. The following counties shall compose the Sixteenth District, to-wit: El Paso, Hudspeth, Culberson, Reeves, Jeff Davis, Presidio, Brewster, Pecos, Terrell, Crockett, Loving, Winkler, Ward, Ector, Crane, Midland, Upton, Howard, Glasscock, and Reagan.

Seventeenth. The following counties shall compose the Seventeenth District, to-wit: Fisher, Jones, Shackelford, Stephens, Palo Pinto, Nolan, Taylor, Callahan, Eastland, Brown, and Comanche.

Eighteenth. The following counties shall compose the Eighteenth District, to-wit: Dallam, Sherman, Hansford, Ochiltree, Lipscomb, Hartley, Moore, Hutchinson, Roberts, Hemphill, Oldham, Potter, Carson, Gray, Wheeler, Deaf Smith, Randall, Armstrong, Donley, Collingsworth, Parmer, Castro, Swisher, Briscoe, Hall, Childress, Hardeman, and Foard.

Nineteenth. The following counties shall compose the Nineteenth District, to-wit: Bailey, Lamb, Hale, Floyd, Motley, Cottle, Cochran, Hock-

ley, Lubbock, Crosby, Dickens, King, Knox, Yoakum, Terry, Lynn, Garza, Kent, Stonewall, Haskell, Gaines, Dawson, Borden, Scurry, Andrews, and Martin.

Twentieth. The following counties shall compose the Twentieth District, to-wit: Sterling, Coke, Runnels, Mitchell, Coleman, Irion, Tom Green, Concho, McCulloch, San Saba, Mills, Lampasas, Schleicher, Mason, Llano, Menard, Burnet, Sutton, Kimble, Gillespie, Blanco, Val Verde, Edwards, Real, Kerr, Kendall, Bandera, Kinney, and Maverick.

Twenty-first: The following counties shall compose the Twenty-first District, to-wit: Comal, Guadalupe, Gonzales, Wilson, Karnes, Atascosa, McMullen, Live Oak, Bee, Goliad, Refugio, Aransas, San Patricio, Jim Wells, Nueces, Kleberg, Kenedy, and Willacy.

Sec. 2. Nothing in this act shall in anywise affect the tenure in office of the present delegation in Congress of Texas, but this act shall take effect for the general election in 1932, and the Congressman shall be elected from each of said districts for 1932, and thereafter until this law shall have been changed by the Legislature of this State.

Sec. 3. All laws and parts of laws in conflict with this act be, and the same are hereby, repealed.

Sec. 4. The great importance of the legislation proposed, and the necessity of providing appropriate districts for the additional allotment of memberships in the Congress, creates an emergency and an imperative public necessity which requires that the constitutional rule requiring bills to be read on three several days be suspended, and the same is hereby suspended, and this act shall take effect and be in force from and after its passage, and it is so enacted.

Mr. Savage offered the following substitute for the committee amendment:

Strike out all below the enacting clause and insert in lieu thereof the following:

Section 1. Article 197 of the Revised Statutes of this State is hereby amended so as to hereafter read as follows:

This State shall be apportioned into congressional districts composed of

the following named counties and each shall be entitled to elect one member of the Congress of the United States:

No. 1: Red River, Bowie, Hopkins, Delta, Cass, Marion, Camp, Morris, Titus, Lamar, Franklin, Wood, Upshur.

No. 2: San Augustine, Sabine, Jasper, Newton, Tyler, Hardin, Orange, Liberty, Jefferson, Chambers.

No. 3: Kaufman, Van Zandt, Smith, Henderson, Anderson, Cherokee, Houston, Wood.

No. 4: Cooke, Grayson, Fannin, Collin, Hunt, Rockwall, Rains.

No. 5: Dallas.

No. 6: Ellis, Navarro, Hill, Freestone, Limestone, Leon, Johnson.

No. 7: Madison, Brazos, Grimes, Walker, Montgomery, Waller, Austin, Fort Bend, Galveston, Brazoria, Robertson.

No. 8: Harris.

No. 9: Calhoun, Victoria, Jackson, Matagorda, De Witt, Lavaca, Wharton, Gonzales, Colorado, Guadalupe, Fayette, Comal.

No. 10: Caldwell, Bastrop, Hays, Travis, Lee, Blanco, Burleson, Williamson, Llano, Burnet, Lampasas, Washington.

No. 11: Bosque, Hamilton, Coryell, McLennan, Falls, Bell, Milam, Erath.

No. 12: Parker, Tarrant, Hood, Somervell.

No. 13: Wilbarger, Wichita, Clay, Montague, Knox, Baylor, Archer, Haskell, Throckmorton, Young, Jack, Wise, Stephens, Palo Pinto, Denton.

No. 14: Bexar.

No. 15: Kinney, Uvalde, Maverick, Zavala, Dimmit, Webb, Duval, Zapata, Jim Hogg, Starr, Hildalgo, Cameron.

No. 16: El Paso, Hudspeth, Culberson, Reeves, Jeff Davis, Presidio, Brewster, Pecos, Terrell, Val Verde, Crockett, Reagan, Upton, Crane, Ward, Loving, Winkler, Ector, Midland, Glasscock, Schleicher, Menard, Mason, Sutton, Kimble, Edwards, Real.

No. 17: Jones, Shackelford, Taylor, Callahan, Eastland, Sterling, Coke, Runnels, Coleman, Brown, Comanche, Irion, Tom Green, Concho, McCulloch, San Saba, Mills.

No. 18: Dallam, Sherman, Hansford, Ochiltree, Lipscomb, Hartley, Moore, Hutchinson, Roberts, Hemphill, Oldham, Potter, Carson, Gray, Wheeler, Deaf Smith, Randall, Armstrong, Donley, Collingsworth, Farmer, Castro, Swisher, Briscoe, Hall, Childress, Hardeman, Motley, Cottle, Foard.

No. 19: Bailey, Lamb, Hale, Floyd, Cochran, Hockley, Lubbock, Crosby, Dickens, King, Yoakum, Terry, Lynn, Garza, Kent, Stonewall, Gaines, Dawson, Howard, Mitchell, Nolan, Borden, Scurry, Fisher, Andrews, Martin.

No. 20: Harrison, Gregg, Rusk, Panola, Shelby, Nacogdoches, Angelina, Trinity, Polk, San Jacinto.

No. 21: Gillespie, Kerr, Kendall, Bandera, Medina, Frio, Atascosa, La Salle, McMullen, Wilson, Karnes, Goliad, Bee, Live Oak, Refugio, San Patricio, Jim Wells, Nueces, Kleberg, Brooks, Kenedy, Willacy, Aransas.

Sec. 2. All laws or parts of laws conflicting herewith are hereby expressly repealed.

Sec. 3. The importance of this measure and desirability of expediting the procedure of the Legislature creates an emergency, and imperative public necessity requiring that the constitutional rule requiring bills to be read on three several days be suspended, and that this section be in effect from and after its passage, and said rules are so suspended, and it is so enacted.

On motion of Mr. Petsch, the substitute amendment was tabled.

Mr. Cox of Limestone offered the following amendment to the (committee) amendment:

Amend (committee) amendment No. 1, to Senate bill No. 51, by transferring Henderson and Anderson counties from District No. 6 to District No. 3.

The amendment was adopted.

Mr. Petsch moved the previous question on the pending amendment, amendments on the Speaker's stand and the bill, and the motion was duly seconded.

Question recurring on the motion for the main question, it was lost.

(Mr. Holder in the chair.)

Mr. Mathis moved that further consideration of the bill be postponed indefinitely.

Mr. Hardy moved that the call of the House be extended until Senate bill No. 51 is disposed of, and the motion was lost.

(Speaker in the chair.)

RECESS.

On motion of Mr. Sanders, the House, at 12 o'clock m., took recess to 2 o'clock p. m., today.

AFTERNOON SESSION.

The House met at 2 o'clock p. m., and was called to order by the Speaker.

BILL ORDERED NOT PRINTED.

On motion of Mr. Burns of McCulloch, House bill No. 98 was ordered not printed.

SENATE BILL NO. 51 ON PASSAGE TO THIRD READING.

The House resumed consideration of pending business, same being Senate bill No. 51, relative to congressional redistricting, on its passage to third reading, the bill having heretofore been read second time with (committee) amendments by Mr. Metcalfe, and motion by Mr. Mathis to postpone further consideration of the bill indefinitely, pending.

Mr. Veatch offered the following amendment to the (committee) amendment:

Amend (committee) amendment to Senate bill No. 51, by transferring Johnson from the Twelfth District to the Sixth District.

The amendment was adopted.

Mr. Burns of Walker offered the following amendment to the (committee) amendment:

Amend (committee) amendment No. 1 by taking Houston county out of the Sixth District and placing it in the Seventh District.

The amendment was adopted.

Mr. Burns of McCulloch offered the following amendment to the (committee) amendment:

Amend (committee) amendment No. 1 to Senate bill No. 25, by taking Brown county out of the Seventeenth District and placing it in the Twentieth District.

DAVIS,
BURNS of McCulloch.

The amendment was adopted.

Mr. Caven offered the following amendment to the (committee) amendment:

Amend (committee) amendment No. 1 to Senate bill No. 51, by transferring Harrison county from District Three to District One, and by transferring Upshur county from District One to District Three.

The amendment was adopted.

Mr. Leonard offered the following amendment to the (committee) amendment:

Amend (committee) amendment to Senate bill No. 51, by transferring Willacy county from the Twenty-first District to the Fifteenth District.

The amendment was adopted.

The (committee) amendment as amended was then adopted.

By unanimous consent of the House, the caption of the bill was ordered amended to conform to all changes made in the body of the bill.

Mr. Metcalfe moved to table the pending motion to postpone the bill indefinitely.

The roll of the House was called, and the vote announced as follows:

Yeas—48.

Mr. Speaker.	Lockhart.
Adamson.	McCombs.
Baker.	Magee.
Boyd.	Metcalfe.
Burns	Moffett.
of McCulloch.	Morse.
Caven.	Munson.
Coltrin.	Murphy.
Donnell.	Petsch.
Dowell.	Ratliff.
Farmer.	Ray.
Forbes.	Rountree.
Ford.	Sanders.
Hardy.	Shelton.
Hatchitt.	Sparkman.
Holder.	Stephens.
Hubbard.	Steward.
Hughes.	Strong.
Johnson	Terrell
of Dimmit.	of Val Verde.
Johnson of Morris.	Van Zandt.
Jones of Shelby.	Vaughan.
Justiss.	Wagstaff.
Lee.	Walker.
Lemens.	West of Coryell.
Lilley.	

Nays—48.

Adams of Harris. Adams of Jasper.

Adkins.	Holloway.
Akin.	Hoskins.
Barron.	Jones of Atascosa.
Bedford.	Kennedy.
Bond.	Laird.
Bounds.	Long.
Burns of Walker.	McDougald.
Carpenter.	McGregor.
Cox of Lamar.	Mathis.
Cox of Limestone.	Moore.
Dale.	Nicholson.
Duvall.	Olsen.
Elliott.	O'Quinn.
Engelhard.	Ramsey.
Farrar.	Richardson.
Fisher.	Rogers.
Fuchs.	Stevenson.
Gilbert.	Terrell
Goodman.	of Cherokee.
Hanson.	Turner.
Hefley.	Veatch.
Herzik.	Weinert.
Hines.	Wyatt.
Holland.	

Present—Not Voting.

Giles.	Wiggs.
Harman.	

Absent.

Alsup.	Howesley.
Anderson.	Jackson.
Beck.	Johnson
Bradley.	of Dallam.
Brice.	Kayton.
Brooks.	Keller.
Claunch.	Lasseter.
Coombes.	Leonard.
Cunningham.	McGill.
Daniel.	Martin.
Davis.	Mehl.
DeWolfe.	Pope.
Dodd.	Reader.
Dunlap.	Satterwhite.
Dwyer.	Savage.
Ferguson.	Scott.
Finn.	Sherrill.
Graves.	Smith of Bastrop.
Greathouse.	Smith of Wood.
Grogan.	Sullivant.
Harrison	Tarwater.
of El Paso.	Towery.
Harrison	Warwick.
of Waller.	West of Cameron.
Hill.	Young.

Absent—Excused.

Albritton.	Patterson.
Bryant.	Westbrook.

Mr. Holder raised a point of order that there was not a quorum present.

The Speaker sustained the point of order.

Mr. Holder moved a call of the House for the purpose of securing a quorum, and the call was duly ordered.

The Speaker then directed the Doorkeeper to close the main entrance to the Hall, and instructed the Sergeant-at-Arms to lock all other doors leading from the Hall, and stated that no member would be permitted to leave the Hall without written permission from the Speaker.

On motion of Mr. Holder, the Sergeant-at-Arms was instructed to bring in all absent members within the city who are not ill.

The roll was called, and a quorum was announced present.

Mr. Holder moved a call of the House for the purpose of maintaining a quorum pending consideration of Senate bill No. 51, and the call was duly ordered.

The Speaker then directed the Doorkeeper to close the main entrance to the Hall, and instructed the Sergeant-at-Arms to lock all other doors leading from the Hall, and stated that no member would be permitted to leave the Hall without written permission from the Speaker.

Question—Shall the motion to table the motion to postpone the bill indefinitely prevail?

The motion to table prevailed by the following vote:

Yeas—53.

Adamson.	Jones of Shelby.
Baker.	Justiss.
Boyd.	Kennedy.
Brice.	Lee.
Burns	Lemens.
of McCulloch.	Leonard.
Caven.	Lockhart.
Coltrin.	McCombs.
Donnell.	Magee.
Dowell.	Metcalfe.
Farmer.	Moffett.
Forbes.	Morse.
Ford.	Munson.
Graves.	Murphy.
Hardy.	Petsch.
Hatchitt.	Ratliff.
Holder.	Ray.
Hubbard.	Richardson.
Hughes.	Rountree.
Johnson	Sanders.
of Dallam.	Savage.
Johnson	Shelton.
of Dimmit.	Sparkman.
Johnson of Morris.	Stephens.

Steward.	Vaughan.
Strong.	Wagstaff.
Terrell	Walker.
of Val Verde.	West of Coryell.
Van Zandt.	

Nays—49.

Adams of Harris.	Herzik.
Adams of Jasper.	Hines
Adkins.	Holloway.
Akin.	Hoskins.
Barron.	Jones of Atascosa.
Bedford.	Laird.
Bond.	Lilley.
Bounds.	Long.
Burns of Walker.	McDougald.
Carpenter.	McGregor.
Cox of Lamar.	Mathis.
Cox of Limestone.	Moore.
Dale.	Nicholson.
Davis.	Olsen.
Duvall.	O'Quinn.
Elliott.	Ramsey.
Engelhard.	Rogers.
Farrar.	Sherrill.
Fisher.	Stevenson.
Fuchs.	Terrell
Gilbert.	of Cherokee.
Goodman.	Turner.
Greathouse.	Veatch.
Hanson.	Weinert.
Hefley.	Wiggs.

Present—Not Voting.

Giles.

Absent.

Alsup.	Holland.
Anderson.	Howsley.
Beck.	Jackson.
Bradley.	Kayton.
Brooks.	Keller.
Claunch.	Lasseter.
Coombes.	McGill.
Cunningham.	Martin.
Daniel.	Mehl.
DeWolfe.	Pope.
Dodd.	Reader.
Dunlap.	Satterwhite.
Dwyer.	Scott.
Ferguson.	Smith of Bastrop.
Finn.	Smith of Wood.
Grogan.	Sullivant.
Harman.	Tarwater.
Harrison	Towery.
of El Paso.	Warwick.
Harrison	West of Cameron.
of Waller.	Wyatt.
Hill.	Young.

Absent—Excused.

Albritton.	Patterson.
Bryant.	Westbrook.

Senate bill No. 51 was then passed

to third reading by the following vote:

Yeas—62.

Mr. Speaker.	Lemens.
Adamson.	Leonard.
Akin.	Lilley.
Anderson.	Lockhart.
Baker.	McCombs.
Barron.	Magee.
Boyd.	Metcalfe.
Brice.	Moffett.
Burns	Morse.
of McCulloch.	Munson.
Caven.	Murphy.
Coltrin.	Petsch.
Donnell.	Ramsey.
Dowell.	Ratliff.
Farmer.	Ray.
Forbes.	Rountree.
Ford.	Sanders.
Fuchs.	Savage.
Graves.	Shelton.
Hardy.	Sparkman.
Hatchitt.	Stephens.
Holder.	Steward.
Holland.	Strong.
Hubbard.	Terrell
Hughes.	of Val Verde.
Johnson	Van Zandt.
of Dallam.	Vaughan.
Johnson	Veatch.
of Dimmit.	Wagstaff.
Johnson of Morris.	Walker.
Jones of Shelby.	West of Coryell.
Justiss.	Wiggs.
Kennedy.	Wyatt.
Lee.	

Nays—41.

Adams of Harris.	Herzik.
Adams of Jasper.	Hines.
Adkins.	Holloway.
Bedford.	Hoskins.
Bond.	Jones of Atascosa.
Bounds.	Laird.
Carpenter.	Long.
Cox of Lamar.	McDougald.
Cox of Limestone.	Mathis.
Dale.	Moore.
Davis.	Nicholson.
Duvall.	Olsen.
Elliott.	O'Quinn.
Engelhard.	Richardson.
Farrar.	Rogers.
Fisher.	Sherrill.
Gilbert.	Stevenson.
Goodman.	Terrell
Greathouse.	of Cherokee.
Hanson.	Turner.
Hefley.	Weinert.

Present—Not Voting.

Giles.	McGregor.
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Absent.

Alsup.	Hill.
Beck.	Howsley.
Bradley.	Jackson.
Brooks.	Kayton.
Burns of Walker.	Keller.
Claunch.	Lasseter.
Coombes.	McGill.
Cunningham.	Martin.
Daniel.	Mehl.
DeWolfe.	Pope.
Dodd.	Reader.
Dunlap.	Satterwhite.
Dwyer.	Scott.
Ferguson.	Smith of Bastrop.
Finn.	Smith of Wood.
Grogan.	Sullivan.
Harman.	Tarwater.
Harrison	Towery.
of El Paso.	Warwick.
Harrison	West of Cameron.
of Waller.	Young.

Absent—Excused.

Albritton.	Patterson.
Bryant.	Westbrook.

MOTION TO TAKE UP SENATE BILL NO. 51.

Mr. Metcalfe moved that the constitutional rule requiring bills to be read on three several days be suspended, and that Senate bill No. 51 be placed on its third reading and final passage.

The motion was lost (not receiving the necessary four-fifths vote) by the following vote:

Yeas—65.

Mr. Speaker.	Herzik.
Adamson.	Holder.
Akin.	Holloway.
Anderson.	Hubbard.
Baker.	Hughes.
Barron.	Johnson
Beck.	of Dallam.
Boyd.	Johnson
Brice.	of Dimmit.
Burns of Walker.	Johnson of Morris.
Burns	Jones of Shelby.
of McCulloch.	Justiss.
Caven.	Kennedy.
Coltrin.	Lee.
Davis.	Lemens.
Donnell.	Leonard.
Dowell.	Lilley.
Farmer.	McCombs.
Forbes.	Magee.
Ford.	Metcalfe.
Fuchs.	Moffett.
Graves.	Morse.
Hardy.	Munson.
Hatchitt.	Murphy.

Petsch.	Terrell of Val Verde.
Ratliff.	Van Zandt.
Ray.	Vaughan.
Rountree.	Veatch.
Sanders.	Wagstaff.
Savage.	Walker.
Shelton.	Weinert.
Stephens.	West of Coryell.
Steward.	Wyatt.
Strong.	Young.

Nays—40.

Adams of Harris.	Hoskins.
Adams of Jasper.	Jones of Atascosa.
Adkins.	Laird.
Bedford.	McDougald.
Bond.	McGregor.
Bounds.	Mathis.
Carpenter.	Moore.
Cox of Lamar.	Nicholson.
Cox of Limestone.	Olsen.
Dale.	O'Quinn.
Duvall.	Ramsey.
Elliott.	Richardson.
Engelhard.	Rogers.
Farrar.	Sherrill.
Fisher.	Sparkman.
Gilbert.	Stevenson.
Goodman.	Terrell
Hanson.	of Cherokee.
Hefley.	Turner.
Hines.	Wiggs.
Holland.	

Present—Not Voting.

Giles.

Absent.

Alsop.	Howsley.
Bradley.	Jackson.
Brooks.	Kayton.
Claunch.	Keller.
Coombes.	Lasseter.
Cunningham.	Lockhart.
Daniel.	Long.
DeWolfe.	McGill.
Dodd.	Martin.
Dunlap.	Mehl.
Dwyer.	Pope.
Ferguson.	Reader.
Finn.	Satterwhite.
Greathouse.	Scott.
Grogan.	Smith of Bastrop.
Harman.	Smith of Wood.
Harrison	Sullivant.
of El Paso.	Tarwater.
Harrison	Towery.
of Waller.	Warwick.
Hill.	West of Cameron.

Absent—Excused.

Albritton.	Patterson.
Bryant.	Westbrook.

Paired.

Mr. Giles (present), who would vote "yea," with Mr. Sullivant (absent), who would vote "nay."

Reasons for Vote.

I vote "nay" on the passage of the congressional redistricting bill, not because I am opposed to redistricting this State for congressional purposes, but for the reason that in the last three days of this Farmers' Session called for the purpose of relieving the cotton situation, with a bare quorum present, a bill is presented designed to shape congressional districts for the next ten years, regardless of the attitude of the people of Texas or of the representatives of the people of Texas who are in Congress, and I do not think such important legislation should be rushed through and over the people of Texas without the proper consideration and study.

GILBERT.

The reason for not voting for redistricting bill is we should have time enough to go into the matter and do as little harm as possible. We should redistrict the State in judicial and senatorial districts all at the same time.

HANSON.

I vote "nay" on engrossment of substitute to Senate bill No. 51 for the reason that said bill was submitted too late to give proper consideration.

JONES of Atascosa.

MESSAGE FROM THE SENATE.

Senate Chamber,

Austin, Texas, October 2, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has adopted House concurrent resolution No. 38 by a viva voce vote.

Respectfully,

BOB BARKER,
Secretary of the Senate.

HOUSE BILLS ON FIRST READING.

The following House bills, introduced today, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

By Mr. Burns of McCulloch:

H. B. No. 98, A bill to be entitled "An Act amending Chapter 367, Sec-

tion 4, of the General Laws of the Regular Session of the Forty-second Legislature of Texas, by changing the time for holding district court in the counties of McCulloch, Brown, and Coleman; and providing for the time of the taking effect of this act."

Referred to Committee on Judicial Districts.

By Mr. West of Cameron:

H. B. No. 99, A bill to be entitled "An Act providing that the open season or period of time for taking all species of wild ducks, except wood ducks, coot, brant and geese, shall be for not more than sixty days nor less than thirty days and shall open not earlier than October 15th and later than January 15th of any year; providing that the Game, Fish and Oyster Commission is charged with the duty of fixing such open season and in accordance with certain facts; providing that a proclamation specifying the open season shall be issued not later than October 10th of each year, and shall remain in effect until October 15th of the next year; providing where such proclamation shall be filed and the effective date after such filing; repealing all laws and parts of laws in reference to open season for wild ducks, coot, brant or geese, and providing for a penalty for taking such water fowls at any time other than the open season as proclaimed by said Game, Fish and Oyster Commission, and declaring an emergency."

Referred to Committee on Game and Fisheries.

RELATIVE TO ADJOURNMENT SINE DIE.

Mr. Lockhart offered the following resolution:

H. C. R. No. 39, Relative to adjournment sine die.

Whereas, This Legislature has before it the important subject of congressional redistricting, and it is apparent that same can not be disposed of by the adjournment of the Legislature as heretofore adopted in its sine die adjournment resolution; and,

Whereas, The Constitution of Texas by its mandates makes it the obligation of the Legislature to redistrict at this time; and,

Whereas, It is of the utmost importance to the State of Texas, that it receive the benefits of three additional congressional districts; and,

Whereas, This Legislature is very familiar with the congressional redistricting problems by virtue of the same having been discussed at length during the Regular and Special Sessions; therefore, be it

Resolved, That the date of sine die adjournment is hereby set at 6 o'clock p. m., Tuesday night, October 6, 1931.

The resolution was read second time.

Mr. Forbes offered the following amendment to the resolution:

Amend House concurrent resolution by striking out "Tuesday, October 6, 1931," and substituting in lieu thereof "Wednesday, October 7, 1931, at 6 p. m."

Mr. Sanders moved to table the resolution.

Yeas and nays were demanded, and the motion to table prevailed by the following vote:

Yeas—77.

Mr. Speaker.	Johnson
Adams of Harris.	of Dimmit.
Adams of Jasper.	Jones of Atascosa.
Adkins.	Justiss.
Akin.	Kayton.
Anderson.	Kennedy.
Barron.	Lasseter.
Beck.	Lee.
Bedford.	Leonard.
Bond.	Long.
Burns of Walker.	McCombs.
Burns	McDougald.
of McCulloch.	McGregor.
Carpenter.	Magee.
Caven.	Mathis.
Cox of Lamar.	Metcalf.
Cox of Limestone.	Moffett.
Dale.	Moore.
Davis.	Morse.
Donnell.	Munson.
Dowell.	Nicholson.
Duvall.	O'Quinn.
Elliott.	Ramsey.
Engelhard.	Ratliff.
Farrar.	Richardson.
Fisher.	Rogers.
Fuchs.	Rountree.
Goodman.	Sanders.
Greathouse.	Sherrill.
Hanson.	Stevenson.
Hardy.	Strong.
Hatchitt.	Terrell of Cherokee.
Hefley.	Turner.
Herzik.	Van Zandt.
Hines.	Veatch.
Hoskins.	Wagstaff.
Hubbard.	Walker.
Hughes.	Weinert.
Johnson	West of Coryell.
of Dallam.	West of Cameron.

Nays—28.

Adamson.	Jones of Shelby.
Baker.	Lilley.
Bounds.	Lockhart.
Brice.	Murphy.
Coltrin.	Olsen.
Farmer.	Petsch.
Forbes.	Ray.
Ford.	Savage.
Grogan.	Shelton.
Harrison	Sparkman.
of Waller.	Stephens.
Holder.	Steward.
Holloway.	Vaughan.
Howsley.	Wyatt.
Johnson of Morris.	

Absent.

Alsup.	Jackson.
Boyd.	Keller.
Bradley.	Laird.
Brooks.	Lemens.
Claunch.	McGill.
Coombes.	Martin.
Cunningham.	Mehl.
Daniel.	Pope.
DeWolfe.	Reader.
Dodd.	Satterwhite.
Dunlap.	Scott.
Dwyer.	Smith of Bastrop.
Ferguson.	Smith of Wood.
Finn.	Sullivant.
Gilbert.	Tarwater.
Giles.	Terrell
Graves.	of Val Verde.
Harman.	Towery.
Harrison	Warwick.
of El Paso.	Wiggs.
Hill.	Young.
Holland.	

Absent—Excused.

Albritton.	Patterson.
Bryant.	Westbrook.

RELATIVE TO THE HOLDING
OF A PRESIDENTIAL PRIMARY.

Mr. McGregor offered the following resolution:

H. C. R. No. 36, Relative to holding a presidential primary.

Whereas, Section 2, of Article 1, of the Bill of Rights of the State of Texas, declares that "All political power is inherent in the people, and all free governments are founded on their authority, and instituted for their benefit"; and,

Whereas, Under a representative form of government, such as is the State of Texas, the will of the people can only be expressed at the ballot

box as a suggestion or direction to their representatives as to what action they desire; and,

Whereas, This is of the essence of representative democracy; and,

Whereas, This principle of government is basic to our Federal and State government, and in all important questions, where it is possible to do so, the will of the people should be ascertained through an expression at the polls; and,

Whereas, Texas is committed to this principle and policy in all elections except the nomination for President of the United States; and,

Whereas, The principle applies with equal force to the nomination of a candidate for President; and,

Whereas, The Executive Committee of the Democratic Party has the power to call an election in 1932 to ascertain the choice of the people of Texas for President; therefore, be it

Resolved, That it is the sense of the House, the Senate concurring, That the State Democratic Committee should hold a presidential primary to ascertain the choice of the people of Texas for the nomination by the Democratic Party for the office of President.

Provided, the expense of such election shall be paid by the parties whose names appear on the ballot at such election or by their adherents.

Resolved further, That when such election is held the State Committee shall certify the results to the State presidential convention which convention shall apportion the delegates to the national convention according to the ratio of the votes received by the candidates at such election, and the supporters of any candidate voted on at said election shall name the pro rata delegates to the national convention of such candidate and the convention shall elect them as such delegates.

The resolution was read second time.

Question recurring on the resolution, it was lost.

TO SUSPEND CERTAIN RULE.

Mr. Metcalfe offered the following resolution:

H. C. R. No. 40, To suspend certain rule.

Be it resolved by the House, the

Senate concurring, That the last sentence of Section 7 of the Joint Rules of the two houses be, and the same is hereby, suspended for the purpose of considering Senate bill No. 51, only.

METCALFE,
SANDERS.

The resolution was read second time, and was lost.

BILL AND RESOLUTION SIGNED BY THE SPEAKER.

The Speaker signed, in the presence of the House, after giving due notice thereof, and their captions had been read severally, the following enrolled bill and resolution:

H. B. No. 59, "An Act to amend Article 1667, of the Revised Civil Statutes of Texas for 1925, so that the provisions of said article shall hereafter extend to all counties containing a population of seventy-five thousand or more, as shown by the preceding Federal census, and declaring an emergency."

H. C. R. No. 38, Authorizing Enrolling Clerk to correct certain bill.

ADJOURNMENT.

On motion of Mr. Johnson of Dimmit, the House, at 4:50 o'clock p. m., adjourned until 9 o'clock a. m., tomorrow.

APPENDIX.

STANDING COMMITTEE REPORTS.

The following committees have filed favorable reports on bills, as follows:

Congressional and Legislative Districts: Senate bill No. 51.

Judicial Districts: House bill No. 98.

Conservation and Reclamation: House bill No. 97.

SEVENTEENTH DAY.

(Saturday, October 3, 1931.)

The House met at 9 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Minor.

The roll was called, and the following members were present:

Mr. Speaker.	Johnson of Morris.
Adams of Harris.	Jones of Shelby.
Adams of Jasper.	Jones of Atascosa.
Adamson.	Justiss.
Adkins.	Kayton.
Akin.	Kennedy.
Anderson.	Laird.
Baker.	Lasseter.
Beck.	Lee.
Bedford.	Lemens.
Bounds.	Leonard.
Boyd.	Lilley.
Brice.	Lockhart.
Burns of Walker.	Long.
Burns	McCombs.
of McCulloch.	McDougald.
Carpenter.	Magee.
Caven.	Mathis.
Coltrin.	Mehl.
Coombes.	Metcalfe.
Cox of Lamar.	Moffett.
Cox of Limestone.	Moore.
Dale.	Munson.
Davis.	Murphy.
DeWolfe.	Nicholson.
Donnell.	Olsen.
Dowell.	O'Quinn.
Duvall.	Patterson.
Dwyer.	Petsch.
Elliott.	Ratliff.
Engelhard.	Ray.
Farmer.	Reader.
Farrar.	Richardson.
Fisher.	Rogers.
Forbes.	Rountree.
Ford.	Sanders.
Gilbert.	Savage.
Giles.	Shelton.
Goodman.	Sherrill.
Graves.	Smith of Bastrop.
Greathouse.	Sparkman.
Grogan.	Stephens.
Hanson.	Stevenson.
Hardy.	Steward.
Harman.	Strong.
Hatchitt.	Terrell
Herzik.	of Cherokee.
Hill.	Terrell
Hines.	of Val Verde.
Holland.	Turner.
Holloway.	Van Zandt.
Hoskins.	Vaughan.
Howsley.	Veatch.
Hubbard.	Wagstaff.
Hughes.	Walker.
Jackson.	Weinert.
Johnson	West of Coryell.
of Dallam.	West of Cameron.
Johnson	Wiggs.
of Dimmit.	Young.

Absent.

Alsup.	Cunningham.
Barron.	Daniel.
Bond.	Dodd.
Claunch.	Dunlap.